



लक्षद्वीप का राजपत्र The Lakshadweep Gazette

PUBLISHED BY AUTHORITY
EXTRAORDINARY

VOL. LX. No. 6 THURSDAY, 4th APRIL, 2024 / 15th CHAITRA, 1946 (SAKA)

लक्षद्वीप प्रशासन / LAKSHADWEEP ADMINISTRATION
सचिवालय / SECRETARIAT
सामान्य प्रशासन एवं प्रोटोकॉल /
GENERAL ADMINISTRATION & PROTOCOL
कवरत्ती / KAVARATTI – 682 555

F.No.35/02/20. 18-Genl

Dated: 03.04.2024.

ORDER

Sub: - General Election to Lok Sabha 2024-Day of Poll- Declaration of public holiday on the day of poll to the Public Offices and other institutions – Orders issued.

Ref: - Letter No.78/EPS/2024 dated 16th March 2024 of Election Commission of India.

The Administrator, Union Territory of Lakshadweep is pleased to declare 19th April, 2024 as a public holiday for all Public Offices and Educational institutions and paid holiday for Commercial undertaking in Lakshadweep in connection with the General Election to the Lok Sabha 2024 as per section 135B of the Representation of the People Act, 1951.

2) The Director (Labour and Employment) will make necessary arrangements for all Private Enterprises, Private Industrial centres and other Private Institutions functioning in the UT to declare the day of poll as a paid holiday for all their employees. No deduction or abatement of the wages of any such persons shall be made on account of a holiday having been granted in accordance with law and if such person is employed on the basis that he would not accordingly receive wages for such a day, he shall nonetheless be paid for such a day, the wages he would have drawn had not a holiday been granted to him on that day.

3) Employees including daily wage/casual workers who are ordinarily resident of the above Constituency where poll is taking place, and registered as an elector, in that constituency but serving/employed in an industrial undertaking or an establishment located outside the constituency where he/she is resident have to be given the benefit of paid holiday on the day of poll.

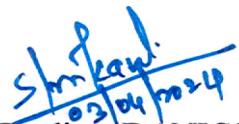
4) The Section 135B of the Representation of the People Act, 1951 is reproduced below for information:-

- “ a) Every person employed in any business, trade, industrial undertaking or any other establishment and entitled to vote at election to the house of the people or the Legislative Assembly of a State shall, on the day of poll, be granted a holiday.
- b) No deduction or abatement of the wages of any such person shall be made on account of a holiday having been granted in accordance with sub-section (1) and if such person is employed on the basis that he/she would not ordinarily receive wages for such a day, he/she shall nonetheless be paid for such day the wages he/she would have drawn had not a holiday been granted to him/her on that day.
- c) If an employer contravenes the provisions of sub-section (1) or sub-section (2), then such employer shall be punishable with fine, which may extend to five hundred rupees.
- d) This section shall not apply to any elector whose absence may cause danger or substantial loss in respect of the employment in which he is engaged.”

5) The above provisions require that all the electors who are employees of establishments and shops including those which work on shift basis shall be granted a paid holiday on the day of poll in the Constituency where the General Elections are to be held. Further, there may be cases where a person is ordinarily resident of the Constituency and registered as an elector, may be serving or employed in an industrial undertaking or an establishment located outside the Constituency having a general election. It is clarified that in such a situation, even those electors including casual workers working outside the constituency concerned would be entitled to the benefit of a paid holiday extended under the Section 135B(1) of the Representation of the People Act, 1951.

6) The daily wage/casual workers are also entitled for a holiday and wages on the poll day as provided in Section 135B of the Representation of the People Act, 1951.

This is issued with the approval of Hon'ble Administrator vide Diary No.479
Dated:01.04.2024.


 (Dr. Shrikant R Tapdiya, DANICS)
 निदेशक / DIRECTOR
 सामान्य प्रशासन एवं प्रोटोकॉल/
 (GENERAL ADMINISTRATION & PROTOCOL)